

REPLY TO:

**KARL DIX, JR.**  
ATTORNEY AT LAW  
DIRECT DIAL 404 582 8038  
kfdix@smithcurrie.com

May 2, 2017

**Via Email: Sandra.Jumper@navy.mil and Overnight Courier**

Sandra D. Jumper, Counsel  
Navy Supply Systems Command Office of Counsel  
5450 Carlisle Pike  
Mechanicsburg, PA 17050

**Re: Protest of Munilla Construction Management, LLC  
of Cardinal Change to Contract No. N68836-17-C-0001  
Port Operations at Guantanamo Bay Naval Station, Guantanamo Bay, Cuba**

Dear Ms. Jumper:

Munilla Construction Management, LLC ("MCM") has received from its labor provider the attached subpoenas that have been served in the criminal investigation of The Calerey International Manpower Services, Inc. ("Calerey") case. As such, the disciplinary actions would preclude transfer of any accreditations under these circumstances. Note the description on the subpoenas which describes the action as "Illegal Recruitment by a Syndicated and in Large Scale". We understand from MCM's retained Filipino law firm that this pending action will prevent any transfer of the accreditation of Seaward Services, Inc.'s former labor provider, Parman, Inc., to its current labor provider, The Calerey. Hiring Filipino labor through a labor agency that is not accredited is a violation of Filipino labor law. See Exhibit 2 to MCM's letter dated April 18, 2017. Such hirings would then run afoul of FAR § 52.222-50 Combating Trafficking in Persons (MAR 2015) clause at 48 C.F.R. § 52.222-50(b)(5)(ii). Please accept and consider this submission in further support of the original protest grounds provided by MCM. Relaxing the requirements of the Combating Trafficking in Persons clause and law would truly be a cardinal change or could void the contract.

Sincerely,

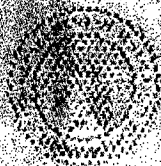
**SMITH, CURRIE & HANCOCK LLP**

Karl Dix, Jr.  
Attorneys for Munilla Construction Management, LLC

Sandra D. Jumper, Counsel  
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KFD:alq  
Enclosures

cc: Mr. Juan Perez  
Daniel Munilla, Corporate General Counsel  
Pedro Munilla, Esq.



Republic of the Philippines  
**Office of the City Prosecutor**  
Makati

SIGUION REYNA, MONTECILLO  
& ONGSIAGO  
RECEIVED

2017 MAY 2 PM 12 04

**MADELIENE ALEGIA-REGALA,**  
Complainant,

*versus*

NPS No. XV-05-INV-17D-1283

For: Illegal Recruitment by a  
Syndicated and in Large  
Scale

**MA. THEDA COLLANTES,**  
Respondent.

X-----X

**SUBPOENA**

TO:

(b) (4)


**GREETINGS:**

You are hereby required to appear before the undersigned at the City Prosecution Officer, 17<sup>th</sup> Floor, New Makati City Hall, Makati city, on **MAY 10 and 17, 2017 at 9:30 A.M.**, and then and there to testify under oath or answer clarificatory questions in the preliminary investigation to be conducted on the above-entitle case.

Witness my hand this 25<sup>th</sup> day of April 2017 at Makati.

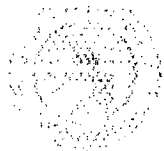
**JORGE G. CATALAN, JR.**  
City Prosecutor

By:

  
**GRACE C. TANG-TOGADO**  
Assistant City Prosecutor

**Note:**

1. Bring the Original of the annexes to your complaint for proper comparison with their Xerox copy.
2. You are entitled to be represented by a lawyer.
3. Bring along your witness/s and submit their affidavit/s, if any.



Republic of the Philippines  
**Office of the City Prosecutor**  
Makati

MADRIENE ALFONSO REGALA,  
Complainant,

VERSUS

MA. THEDA COLLANTES,  
Respondent.

NPS No. XV-05-INV 170 1283  
For: Illegal Recruitment by a  
Syndicated and in Large  
Scale

(b) (4)

TO:

**GREETING:**

Under and by virtue of the authority vested in me by law, you are hereby directed to submit your counter-affidavit and other supporting documents or affidavits of your witness/es, if any, to be sworn to before the undersigned at the Makati City Prosecution Office, 17<sup>th</sup> Floor, New Makati City Hall, Makati City and to appear for preliminary investigation on MAY 10 and 17, 2017 at 9:30 A.M. Attached is a copy of the complaint and other evidence submitted by the complainant.

You are hereby WARNED that failure on your part to comply with the subpoena shall be considered as a waiver of your right to present your defense and the case shall be considered submitted for resolution based on the evidence on record.

Witness my hand this 25<sup>th</sup> of day of April 2017 at Makati.

**JORGE G. CATALAN, JR.**  
City Prosecutor

By:

**GRACE C. YANO-TOGADO**  
Assistant City Prosecutor

Note:

1. Bring the Original of the annexes to your complaint for proper comparison with their Xerox copy.
2. You are entitled to be represented by a lawyer.
3. Bring along your witness/es and submit their affidavits, if any.
4. Enclose complaint affidavit and annexes

REC'D BY

NESTOR DG. ESQUERIZA 04-26-17  
ADMIN CLERK / JASON OFFICER

1:13 P.M.